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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| | |
|------------------------|--|
| Proceeding | 91207899 |
| Party | Plaintiff PartyGaming IA Limited |
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| Submission | Motion for Summary Judgment |
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| Signature | /Gregory Golla/ |
| Date | 03/30/2015 |
| Attachments | 13367.17USTA1_20150330082143.pdf(468638 bytes) 13367.17USTA_20150330080819.pdf(1654283 bytes) |

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

| | | |
|-------------------------|---|-----------------------------|
| PartyGaming IA Limited, |) | Opposition No. 91207899 |
| |) | |
| Opposer, |) | Mark: PARTY STAR POKER |
| |) | |
| v. |) | Serial No.: 85/571,885 |
| |) | |
| Yessenia Soffin, |) | Filing Date: March 16, 2012 |
| |) | |
| Applicant. |) | Published: July 24, 2012 |
| |) | |

**OPPOSER’S MOTION FOR SUMMARY JUDGMENT, TO SUSPEND, AND TO RESET
TRIAL DATES**

PartyGaming IA Limited (“Opposer” or “PartyGaming”) moves for an order, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for summary judgment on its notice of opposition to preclude registration of Application Ser. No. 85/571,885 for the mark PARTY STAR POKER and to suspend and reset trial dates to allow further discovery. In the depositions of the Applicant and her husband, the Applicant admitted that the first time she heard of the mark or business PARTY STAR POKER was the night before the deposition. She likewise, had no knowledge of anything related to the case, the business, or the mark. She indicated that she was partners with her husband, Will Jordan, and that he handled everything related to the mark and business. First, Applicant’s application is void ab initio because Will Jordan is not listed as the Applicant. Yessina Soffin was at most a partner with Will Jordan and arguably had no interest in the mark or the filing. Second, the application should be denied due to failure of the applicant to use the mark or have any intention to use the mark. Third, the application should be denied due to fraud as Yessina Soffin has no use of the mark and no intention to use the mark.

I. PROCEDURAL AND FACTUAL BACKGROUND

As initially filed, this case is about whether Applicant's PARTY STAR POKER mark is confusingly similar to Opposer's PARTY POKER mark for use with the same and similar services. In view of the matters put at issue by the parties' respective pleadings, on June 13, 2013, Opposer served Opposer's First Set of Interrogatories, Opposer's First Set of Requests for Production of Documents & Things, and Opposer's First Set of Requests for Admissions. After receiving no response, Opposer filed a motion for summary judgment on October 31, 2013. On December 5, 2013 with an updated response on December 16, 2013, Applicant responded to the Summary Judgment motion claiming that counsel for Applicant had served responses to Requests for Admission. On February 10, 2014, the Board allowed Applicant's Admissions Responses and denied Applicant's Motion for Summary Judgment because it was based upon the admissions. On February 28, 2014, Opposer's counsel sent a discovery letter confirming that full discovery by Applicant would be served by March 14, 2014, along with deposition dates for Applicant's witnesses. On March 14, 2014, Applicant served its Answers and Objections to Opposer's First Set of Interrogatories and Answers and Objections to Opposer's First Request For Production of Documents and Things. In a good faith attempt to resolve the discovery issues, counsel for Opposer first wrote to Applicant's counsel on March 14, 2014 regarding the discovery deficiency. Counsel for Opposer further wrote to counsel for Applicant on March 28, 2014, detailing the numerous deficiencies in Applicant's responses. On April 15, 2014, Opposer moved to compel discovery and depositions. On September 2, 2014 the Board denied Opposer's motion but ordered the parties to meet and confer and for Applicant to provide definite times for the depositions and discovery responses.

On October 14, 2014, Opposer took the depositions of Applicant and Will Jordan. On October 22, 2014, Opposer received the deposition transcript and Applicant's counsel was notified by the court reporter of the deposition transcript. On October 5, 2014, as no response for the transcript to read and sign was received from Applicant the court reporter sent a formal letter to Applicant's counsel regarding the read and sign period for the deposition transcript.

In her deposition, Applicant admitted that the first time she heard of the mark or business PARTY STAR POKER was the night before the deposition. Ex. B Soffin Depo pp.25-36. She likewise, had no knowledge of anything related to the case, the business, or the mark. Id. She indicated that she was partners with her husband, Will Jordan, and that he handled everything related to the mark and business. Id. at pgs. 7-8, 25-36.

Applicant testified that the first time she had ever heard of the mark PARTY STAR POKER was the night before her deposition:

13 Q. Had you ever heard of Party Star Poker before
14 last night?
15 A. No, I never seen this. I'm telling you. You
16 have to ask my husband. He does everything. He is the
17 one that does everything. We just like do business and
18 he does it all. He does it all. He does it all or he
19 gets his lawyers and he does it all.
Soffin depo. P. 32.

13 Q. Thank you, Ms. Soffin. I just wanted to
14 summarize a few things from before we went on break.
15 You have no knowledge of Party Star Poker, the
16 trademark, prior to last night?
17 A. No, I don't.

Soffin Depo. P. 34.

Applicant testified that she did nothing with respect to the Party Star Poker business:

6 Q. There is nothing that you did with respect to
7 the Party Star Poker business?
8 A. Nothing.

Soffin Depo. P. 35.

Applicant testified that she had no role with respect to the mark or the business:

23 Q. Okay. What was your role with respect to the
24 trademark Party Star Poker? I am trying to understand
25 your role versus your husband's role.

1 A. Well, I don't have any role. I just -- I have
2 lawyers and they just -- you have to ask my husband
3 again, because I don't deal with anything. I just -- we
4 are business partners and that's it. He is a brilliant
5 man. He knows how to make money and I love money,
6 so -- I don't know.

...

11 Q. What -- what role did you have with respect to
12 either the business -- let's start with respect to the
13 business. Did you have any role or did your husband do
14 everything?

15 A. He does everything.

16 Q. Okay. What role did you have with respect to
17 the trademark application and ownership of the
18 trademark?

19 A. Nothing.

...

22 Q. Do you know anything that goes on with the
23 business or trademark?

24 A. Nothing.

Yessina Soffin Deposition pages 7-8.

Applicant testified that she had no responsibilities with respect to the business.

2 Q. Did you have any responsibilities with respect
3 to the business?

4 A. (Witness shakes head negatively.)

Soffin Depo. P. 10.

7 Q. Did you have any roles with respect to the
8 business?

9 A. Not at all. No roles. I am just the business
10 partner. I just do everything with him and he does it
11 all. He makes the money, but I am his business partner.
12 I just spend the money.

Soffin Depo. P. 11.

William Jordan selected the mark and developed the trademark. Soffin Deposition p. 9-10.

Applicant testified that she had never been shown any documents related to the trademark application.

15 Q. I am going to show you what has been marked as
16 Exhibit 2, and I'll represent that that's a copy of your
17 trademark file history. You can page through that and
18 let me know if you have seen any of that before.

19 It would have been something you probably
20 would have received from your husband or from your
21 attorney.

22 A. No, I haven't.

23 Q. Page through the whole thing to make sure you
24 are sure.

25 A. I have not ever since this. None of this.

Soffin Deposition P. 17

Despite signing the verification to the Answers to Interrogatories, the Applicant had never seen them and indicated that when answers identified the Applicant, that that did not mean her:

8 (Thereupon, a document was marked for
9 identification as Exhibit 3.)

10 BY MR. GOLLA:

11 Q. This is Applicant's Answers and Objections to
12 Opposer's First Set of Interrogatories. Can you look at
13 that document and let me know if you have seen that
14 document before?

15 Just in the interest of time, does this
16 document look familiar to you at all?

17 A. No. None of them do.

18 Q. Okay.

19 A. I never seen it.

20 Q. Okay. Can you go to the three pages from the
21 back. Do you recognize that document?

22 A. Yes.

23 Q. You also signed this document?

24 A. Yes.

25 Q. And when you signed this document you had not
1 seen the answers and objections to opposer's first set
2 of interrogatories?

3 A. No, I never did, because that's why we have
4 the lawyers and my husband and they make everything. I
5 just do what they say. I don't have any daily basis. I
6 don't deal with this on a daily basis, but I did sign
7 this. But I did not see this because that is why I have
8 lawyers.

9 Q. But you didn't read the answers and objections
10 prior to --

11 A. No, I didn't.

...

19 Q. Uh-huh. So when it says "applicant's
20 knowledge" in this document, number three, deposition
21 Exhibit number 3, opposer's first set of interrogatories
22 when it says, "applicant became aware" or did something,
23 that was really Will Jordan was doing that?

24 A. I don't know. I don't know that answer.

25 Q. It wasn't you though?

1 A. It wasn't me. You would have to ask him that.

2 He is the one that does everything.

8 Q. The interrogatories are questions that we were
9 able to -- we asked and sent to your counsel. And I am
10 just explaining what this Exhibit number 3 is. And it
11 allows your counsel, with your help or Will Jordan's
12 help, to respond to your questions so we have an idea of
13 what the case is, and these were the responses that we
14 received back.

15 And it says in these responses repeatedly that
16 applicant has provided and intends to, you know, do
17 various things or did various things in the past, and I
18 was just verifying the applicant does not mean you?

19 A. No.

20 Q. When it says "applicant" here, do you know who
21 that would mean?

22 A. I don't know. You are going to have to ask my
23 husband.

24 Q. But it definitely doesn't mean you?

25 A. No, it's not me. I don't know anything. I
1 just don't know. I don't know anything about that.

14 Q. And I am just verifying that by although it
15 says Yessenia Soffin, Applicant, up here at the top,
16 when says "applicant" in the answers to interrogatories,
17 that does not mean you?

18 A. No.

Soffin Depo P. 28-31

Applicant testified that she had no intention to use the mark:

18 Q. So you never had any intent to use Party Star
19 Poker?
20 A. I never have. I don't know.
21 Q. It's not your deal, not your mark, it's your
22 husband's?
23 A. Yes.
Soffin Depo p. 34.

In short, Applicant is not and never was the owner of the mark PARTY STAR POKER and had absolutely nothing to do with the business or trademark.

II. LEGAL ANALYSIS

a. Summary Judgment Standard

Summary judgment is an appropriate pre-trial method of disposing of cases in which there are no genuine issues of material fact in dispute, thus leaving the case to be resolved as a matter of law. Fed. R. Civ. P. 56(c); Bongrain Int'l (American) Corp. v. Moquet, Ltd., 230 U.S.P.Q. 626, 627 (TTAB 1989)(citing Buffet v. Chi-Chi's, Inc., 226 USPQ 428 (TTAB 1985)). A party moving for summary judgment has the burden of demonstrating the absence of any genuine issue of material fact, and that it is entitled to summary judgment as a matter of law. See Celotex Corp. v. Catrett, 477 U.S. 317, 322-323 (1986); Sweats Fashion Inc. v. Pannill Knitting Co., 833 F.2d 1560, 1562-1563 (Fed. Cir. 1987). A party opposing summary judgment must "come forward with countervailing evidence establishing a need for trial." Spin Physics, Inc. v. Matsushita Electric Indus. Co., Ltd., 168 U.S.P.Q. 605, 607 (TTAB 1970).

b. The Application For PARTY STAR POKER Is Void Ab Initio As Applicant Is Not The Owner Of The Mark.

The trademark statute requires that the application be filed by the owner of the mark. American Forests v. Barbara Sanders, 54 U.S.P.Q.2d 1860 (TTAB 1999); 15 U.S.C. § 1051. Neither the Board nor the courts can waive this statutory requirement. American Forests, citing,

Huang v. Tzu Wei Chen Food, 849 F.2d 1458, 7 USPQ2d 1335, 1336 (Fed. Cir. 1988). In

Huang, the Court affirmed “the Board’s holding that the application for registration is void for failure to comply with Section 1 of the Lanham Act” because the application was filed in the name of an individual affiliated with a corporation and not in the name of the corporation itself, which was, at the time the application was received by the PTO, the owner of the mark. 7

USPQ2d at 1336. In American Forests, the Board invalidated the mark because the owner of the mark was a partnership of a husband and wife and the Applicant was merely the wife.

In the depositions, the Applicant admitted that the first time she heard of the mark or business PARTY STAR POKER was the night before the deposition. Ex. B Soffin Depo pp.25-36. She likewise, had no knowledge of anything related to the case, the business, or the mark. Id. She indicated that she was partners with her husband, Will Jordan, and that he handled everything related to the mark and business. Id. at pgs. 7-8, 25-36. The application is void ab initio because Will Jordan is not listed as the Applicant. Yessina Soffin was at most a partner with Will Jordan and arguably had no interest in the mark or the filing.

The instant case is even more clear cut than the American Forests case. In American Forests, the Board invalidated the mark because the owner of the mark was a partnership of a husband and wife and the Applicant was merely the wife. In American Forests, the Applicant was a business partner with her husband and worked together in the business. In the instant case, it is doubtful that even a partnership existed between the Applicant and her husband, rather, it appears that William Jordan Soffin alone was the owner. In fact, the Applicant testified that the first time she had ever heard of the mark PARTY STAR POKER was the night before her deposition:

13 Q. Thank you, Ms. Soffin. I just wanted to
14 summarize a few things from before we went on break.
15 You have no knowledge of Party Star Poker, the
16 trademark, prior to last night?
17 A. No, I don't.

Soffin Depo. P. 34; see also Soffin Depo. P 32.

The Applicant did nothing with respect to the Party Star Poker business and had no responsibilities with respect to the business:

6 Q. There is nothing that you did with respect to
7 the Party Star Poker business?
8 A. Nothing.

Soffin Depo. P. 35; see also Soffin Depo. pages 7-8, 10-11. William Jordan selected the mark and developed the trademark. Soffin Deposition p. 9-10. Applicant had never been shown any documents related to the trademark application. Soffin Deposition P. 17. Despite signing the verification to the Answers to Interrogatories, the Applicant had never seen them and indicated that "Applicant" in the responses did not refer to her. Soffin Depo P. 28-31

Because Applicant is not the owner of the mark, the application for PARTY STAR POKER is as a matter of law void ab initio.

c. The Application For PARTY STAR POKER Is Void Ab Initio As Applicant Had No Intention To Use The Mark And Did Not Use The Mark.

Second, the application should be denied due to failure of the applicant to use the mark or have any intention to use the mark.

The Applicant testified she never had an intent to use the mark PARTY STAR POKER.

18 Q. So you never had any intent to use Party Star
19 Poker?
20 A. I never have. I don't know.
Soffin Depo p. 34.

Because the Applicant never had an intention to use the mark and had never used the mark, the application is void ab initio.

d. The Application For PARTY STAR POKER Is Void For Fraud.

Third, the application should be denied due to fraud as Yessina Soffin has no intention to use the mark and had no use of the mark. The testimony of Applicant conclusively establishes that the Applicant had no intention to use or use of the mark PARTY STAR POKER. In fact, Applicant did not even know about the mark or business prior to the day before her deposition. As such, the Application is void for fraud. The Application with its statement of use was signed by Applicant's counsel, Matthew H. Swyers. The Applicant testified that she did not use the mark and had no intention to use the mark. In fact, it would have been impossible for Applicant to have used or had an intention to use the mark in 2012 when the application was filed because the first time she ever heard about the mark or business was the night before her deposition years later. As such, the Application is void for fraud.

III. CONCLUSION

The facts establish conclusively that the application is void ab initio, that the application should be cancelled as no use of the mark by Applicant has occurred and the application is a use-based application, and that the application should be cancelled for fraud. Allowing this mark to register would damage Opposer and the public at large. PartyGaming IA Limited requests that the Board grant summary judgment on its notice of opposition to preclude registration of Application Ser. No. 85/571,885 for the mark PARTY STAR POKER and to suspend and reset trial dates to allow further discovery.

PARTYGAMING IA LIMITED

By its Attorneys,

Date: March 30, 2015

s/Gregory Golla

Scott W. Johnston

Gregory Golla

MERCHANT & GOULD P.C.

80 South Eighth Street, Suite 3200

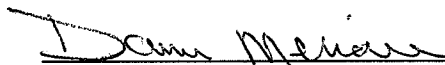
Minneapolis, MN 55402-2215

(612) 332-5300

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing OPPOSER'S
MEMORANDUM IN SUPPORT OF MOTION FOR SUMMARY JUDGMENT, TO
SUSPEND, AND TO RESET TRIAL DATES was served upon Registrant by First Class Mail,
postage prepaid, this 30th Day of March, 2015:

Matthew H. Swyers
The Trademark Company
344 Maple Ave W., Ste. 151
Vienna, Virginia 22180-5612



Donna Mericle

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

| | | |
|-------------------------|---|-------------------------------|
| PartyGaming IA Limited, |) | Opposition No. 91207899 |
| |) | |
| Opposer, |) | Mark: PARTY STAR POKER |
| |) | |
| v. |) | Serial No.: 85/571,885 |
| |) | |
| Yessenia Soffin, |) | Filing Date: March 16, 2012 |
| |) | |
| Applicant. |) | Published: July 24, 2012 |
| |) | |

**DECLARATION OF GREGORY GOLLA IN SUPPORT OF OPPOSER'S
MOTION FOR SUMMARY JUDGMENT, TO SUSPEND, AND TO RESET
TRIAL DATES**

I, Gregory Golla, being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, declare that all statements made of my own knowledge are true, and all statements made on information and belief are believed to be true. The facts set forth herein are known personally to me or are based on company records.

1. I am currently employed at Merchant & Gould P.C. ("hereinafter "Merchant" or "my Company"), an intellectual property law firm with a principal place of business located at 80 S. 8th Street, Suite 3200, Minneapolis, MN 55412.

2. Attached to this declaration as Exhibit A is a true and correct copy of the deposition transcript of Yessina Soffin.

Dated: March 27, 2015



Gregory Golla

EXHIBIT A

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

| | | |
|-------------------------|---|-------------------------------|
| PartyGaming IA Limited, |) | Opposition No. 91207899 |
| |) | |
| Opposer, |) | Mark: PARTY STAR POKER |
| |) | |
| v. |) | Serial No.: 85/571,885 |
| |) | |
| Yessenia Soffin, |) | Filing Date: March 16, 2012 |
| |) | |
| Applicant. |) | Published: July 24, 2012 |
| |) | |

**OPPOSER'S MOTION FOR SUMMARY JUDGMENT, TO SUSPEND, AND TO
RESET TRIAL DATES**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Party Gaming IA Limited,) Opposition No.: 91207899
) Mark: PARTY STAR POKER
v.) Serial No.: 85/571,885
Yessenia Soffin,) Filing Date: 3-16-2012
) Published: JULY 24, 2012
_____)

Regus - Boca Raton
2255 Glades Road
Suite 324-A
Boca Raton, FL
Tuesday, October 14, 2014
8:52 a.m. - 10:10 a.m.

- - - - -

DEPOSITION OF YESSENIA SOFFIN

Taken before DIANA HALL LOEB, FPR, CSR, Court
Reporter, Notary Public in and for the State of Florida,
at Large, pursuant to a Notice of Taking Deposition.

1 APPEARANCES:

2 ON BEHALF OF THE OPPOSER:

3 Gregory Golla, Esq.

4 Merchant & Gould, P.C.

5 80 South Eighth Street

6 Minneapolis, MN 55402-2215

7 Phone: 612.332.5300

8 - - - - -

9 "Rule 1.130(g) Florida Rules of Civil Procedure requires
10 transcript copies to be obtained from the court reporter
unless the Court rules otherwise."

| 11 WITNESS | DIRECT | CROSS |
|--------------------|--------|-------|
| 12 Yessenia Soffin | 4 | None |

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|----|--|----|
| 1 | I N D E X | |
| 2 | EXHIBITS FOR IDENTIFICATION: | |
| 3 | Exhibit 1 - Notice of Deposition | 17 |
| 4 | Exhibit 2 - Trademark file history | 17 |
| 5 | Exhibit 3 - Applicant's Answers and Objections | |
| 6 | to Opposer's First Set of | |
| 7 | Interrogatories | 18 |
| 8 | Exhibit 4 - Tournament section webpage | 20 |
| 9 | Exhibit 5 - Monster event webpage | 20 |
| 10 | Exhibit 6 - PokerStar.net webpage | 21 |
| 11 | Exhibit 7 - Photocopy of online advertisement | 21 |
| 12 | Exhibit 8 - Adult website webpage | 21 |
| 13 | Exhibit 9 - Adult website webpage | 22 |
| 14 | Exhibit 10 - Showtime boxing event | 22 |
| 15 | Exhibit 11 - Showtime boxing event | 22 |
| 16 | Exhibit 12 - Printout from trademark office | 23 |
| 17 | Exhibit 13 - Registered information for | |
| 18 | partystarpoker.com and web pages | 24 |
| 19 | - - - - - | |
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1 Thereupon:

2 YESSENIA SOFFIN,
3 was called as a witness and having been first duly
4 sworn by the Court Reporter, was examined, testified,
5 and stated as follows:

6 THE WITNESS: Yes.

7 DIRECT EXAMINATION

8 BY MR. GOLLA:

9 Q. Good morning, Ms. Soffin. I represent Party
10 Gaming in the matter of Party Gaming versus Yessenia
11 Soffin.

12 A. Soffin.

13 Q. Soffin, sorry.

14 And you understand that we are opposing your
15 mark for Party Star Poker, correct?

16 A. Correct.

17 Q. Can you state your full name for the record
18 and spell your name as well?

19 A. Yessenia Soffin. Y-E-S-S-E-N-I-A,
20 S-O-F-F-I-N.

21 Q. And what is your current address?

22 A. 10614 Palm Springs Drive, in Boca Raton,
23 Florida 33428.

24 Q. How long have you lived at that address?

25 A. About a year.

1 Q. And were you in Boca Raton before that too?

2 A. Yes. But I live in California as well.

3 Q. You currently in live in California as well?

4 A. Last year.

5 Q. Okay. Where in California?

6 A. In Malibu.

7 Q. Okay. Have you ever been deposed before?

8 A. No.

9 Q. You understand that you are under oath and
10 that you are to tell the truth, correct?

11 A. Correct.

12 Q. And if any of my questions are unclear, please
13 tell me.

14 A. Okay.

15 Q. Please answer my questions verbally. During
16 the deposition if you need a break, please request one..

17 Is there any reason why you cannot testify
18 truthfully today?

19 A. I am sorry? What?

20 Q. Is there any reason why you cannot testify
21 truthfully today? You are not on drugs or anything?

22 A. No.

23 Q. You have to answer verbally for the court
24 reporter.

25 What did you do to prepare for the deposition?

1 A. Nothing.

2 Q. Okay. You didn't talk to your attorney or
3 review any documents in preparation?

4 A. I didn't.

5 Q. Okay. That's fine.

6 What's your educational background?

7 A. My educational background?

8 Q. Yes.

9 A. I am a housewife. I have four kids. I am a
10 stay at home mom and I am business partners with my
11 husband, but he makes all the decisions.

12 Q. So you are not currently employed by --

13 A. No, I am not employed.

14 Q. Okay.

15 A. I am not -- how do you say? I am not involved
16 in a daily basis with deals or any type of work. My
17 husband does it all.

18 Q. Okay. Do you have any experience with
19 trademarks?

20 A. No.

21 Q. Okay. Likelihood of confusion issues?

22 A. No.

23 Q. You're not a trademark expert at all?

24 A. We are just business partners. I love him and
25 trust him and he does everything.

1 Q. Okay. And your husband is -- what's your
2 husband name?

3 A. William Soffin.

4 Q. Does he also go by the name William Jordan?

5 A. (Witness nods affirmatively.)

6 Q. How long have you been married?

7 A. We have been together for like ten years, but
8 we have been married since 2008.

9 Q. Okay. You answered both of my questions.
10 What's your -- strike that.

11 Is Party Star Poker a company?

12 A. I would not know how to tell you that. It's
13 just a name.

14 Q. It's a business?

15 A. It's not a business. It's just a name that we
16 were trying to register to become --

17 Q. Uh-huh.

18 A. -- part of -- I don't know. You would have to
19 ask him that.

20 Q. Okay. Did you have a business associated with
21 Party Star Poker?

22 A. I don't know.

23 Q. Okay. What was your role with respect to the
24 trademark Party Star Poker? I am trying to understand
25 your role versus your husband's role.

1 A. Well, I don't have any role. I just -- I have
2 lawyers and they just -- you have to ask my husband
3 again, because I don't deal with anything. I just -- we
4 are business partners and that's it. He is a brilliant
5 man. He knows how to make money and I love money,
6 so -- I don't know.

7 Q. What was your husband's role with the
8 business? Do you know what his role is?

9 A. I have no idea. He does everything. I don't
10 deal with the operations.

11 Q. What -- what role did you have with respect to
12 either the business -- let's start with respect to the
13 business. Did you have any role or did your husband do
14 everything?

15 A. He does everything.

16 Q. Okay. What role did you have with respect to
17 the trademark application and ownership of the
18 trademark?

19 A. Nothing.

20 Q. Nothing?

21 A. (Witness shakes head negatively.)

22 Q. Do you know anything that goes on with the
23 business or trademark?

24 A. Nothing.

25 Q. Nothing?

1 A. (Witness shakes head negatively.)

2 Q. You are the owner of the trademark though,
3 correct?

4 A. Yes.

5 Q. And why was that?

6 A. That was a decision that my husband made with
7 the lawyers. I have no idea. Like I say, we are just
8 business partners and he does everything. I just trust
9 him. He does everything very well for me.

10 Q. I am just trying to understand.

11 A. Thank you.

12 Q. So did you select the mark or did William
13 Jordan?

14 A. No.

15 Q. Your husband?

16 A. (Witness nods affirmatively.)

17 Q. And your husband has primary knowledge -- has
18 really the only knowledge?

19 A. He is the only one.

20 Q. Okay. Are there any other people outside of
21 you and your husband that would have knowledge of the
22 business?

23 A. The lawyers probably that make the -- yeah.

24 Q. So it is a family business; your husband has
25 primary responsibilities?

1 A. Yes, he does everything.

2 Q. Did you have any responsibilities with respect
3 to the business?

4 A. (Witness shakes head negatively.)

5 Q. You have to answer verbally.

6 A. No, I don't. I never been in this type of
7 thing before, so I'm sorry. I apologize.

8 Q. I will try to remind you.

9 A. I thought I just have to look at you not
10 because of anything. I apologize.

11 Q. That's fine.

12 So your husband was the developer of the
13 trademark itself?

14 A. Yes.

15 Q. He was the developer of the services and the
16 website?

17 A. Yes.

18 Q. He did any of the marketing of the product?

19 A. Yes, he did.

20 Q. Do you have any idea as to why you were the
21 trademark owner as opposed to your husband?

22 A. Because he decided that, I guess. He does
23 everything. You need to ask him that question.

24 Q. Okay. When you filed the trademark
25 application back when it was initially filed in March of

1 2012, did you have an intention that you would be the
2 one running the business or was it your husband?

3 A. No. It was his idea.

4 Q. Okay. So you had no intention of you doing
5 it?

6 A. No.

7 Q. Did you have any roles with respect to the
8 business?

9 A. Not at all. No roles. I am just the business
10 partner. I just do everything with him and he does it
11 all. He makes the money, but I am his business partner.
12 I just spend the money.

13 Q. I understand.

14 Are you familiar with I Social Media?

15 A. Yes.

16 Q. What is I Social Media?

17 A. Well, I don't really know a lot but it's an
18 app, application, an application to bill apps.

19 Q. Is it, is it also a corporation?

20 A. I don't know.

21 Q. Okay. Do you -- strike that.

22 Do you know whether you are a stockholder in I
23 Social Media?

24 A. No.

25 Q. Do you know whether you are the registered

1 agent or the president or --

2 A. I don't know.

3 Q. -- of I Social Media?

4 A. I don't know.

5 Q. That's your husband's deal?

6 A. Yes, he does everything.

7 Q. Your husband handles the business?

8 A. He handles everything. I am just a mom and I
9 stay at home with my kids and he deals with it.

10 Q. I understand.

11 Do you know what the business associated with
12 Party Star Poker was about?

13 A. No, I do not.

14 Q. You didn't have any real interaction with it?

15 A. I don't have -- I don't even know what Party
16 Star is. I don't even know how to play poker.

17 Q. You don't know how to play poker at all?

18 A. No.

19 Q. Okay. Your husband never got you into poker.

20 A. (No response.)

21 Q. Do you know when the Party Star Poker mark was
22 first used in the United States? And for the record,
23 you are referring to a few notes?

24 A. I wrote that down because I don't know
25 anything, so I think it was in September 30th, 2011.

1 Q. And do you remember that from your own
2 recollection or from -- how did you prepare those notes?

3 A. I just -- to tell you the truth, I just looked
4 at it today. I don't know. I just -- I don't know what
5 is this about, so I am looking. I just know that I have
6 to come here to tell you the truth. I just didn't --

7 Q. Okay. Did you prepare the notes?

8 A. Yes.

9 Q. Okay.

10 A. I write it because he said that I have to go
11 somewhere. I said, where? What? What about it? I
12 don't have any ideas of anything, so I just looked.

13 Q. Where -- what did you look at in order to make
14 your notes?

15 A. I just went through trademark party poker on
16 Google.

17 Q. What website did you go to?

18 A. Just Google.

19 Q. Google?

20 A. I look under trademark.

21 Q. Do you know who designed the website of Party
22 Poker?

23 A. No, I don't.

24 Q. Your note, just going back to your notes
25 briefly, you didn't have any independent recollection of

1 the things that you were writing down? You were just
2 doing your research prior to coming to the deposition?

3 A. I didn't know anything. I really didn't.
4 Just like literally right now.

5 Q. Okay.

6 A. I didn't.

7 Q. On the way here?

8 A. I don't know anything about it.

9 Q. Okay.

10 A. I don't know what type of things that I have.

11 Q. You didn't have any involvement in the
12 selection of the name?

13 A. No.

14 Q. Did you have any involvement in the searching
15 for the name?

16 A. No, I didn't.

17 Q. You didn't obtain an opinion of counsel as to
18 the availability of the name?

19 A. No.

20 Q. That would have been your husband?

21 A. Yes.

22 Q. Do you know what the Party Star Poker business
23 was?

24 A. No, I didn't.

25 Q. Was it a website?

1 A. It was just a name, I guess. I don't know.

2 Q. Okay. You don't know what the market for the
3 goods and services were?

4 A. I don't know.

5 Q. Did you know about any advertising for the
6 goods and services?

7 A. No, I don't.

8 Q. Do you know whether the website is still
9 operating or not?

10 A. No, I don't.

11 Q. Do you know whether you still own the domain
12 Partystarpoker.com?

13 A. I don't know.

14 Q. Do you know if you use any other trademarks in
15 connection with the business?

16 A. No.

17 Q. No, you don't know or no?

18 A. I don't know.

19 Q. Okay. Do you have any knowledge of my client,
20 Party Gaming?

21 A. No, I don't.

22 Q. Do you have any knowledge of Party Poker mark
23 or services?

24 A. No.

25 Q. Do you have any knowledge of Poker Stars?

1 A. No, I don't.

2 Q. Okay. Does your husband -- is he part of the
3 poker tour?

4 A. I don't know that.

5 Q. In the past, was he?

6 A. I don't know. What do you mean?

7 Q. Does he play poker?

8 A. He used to, but that was when he was young and
9 I don't know when he did it.

10 Q. Professionally, he played?

11 A. Not really. Just because he wanted to
12 probably, but he never was a poker player. I don't
13 know. No.

14 Q. I think I just saw some website materials that
15 might have mentioned that he was part of a poker tour at
16 some point?

17 A. Well, when you play something and if you win
18 something, then they make you a little bit part of it, I
19 guess, of being a winner. But that doesn't make it like
20 anything interesting really.

21 Q. It was not a main source of income?

22 A. Maybe a little bit. Not really. It wasn't
23 really. By the time you win something, it's already
24 spent.

25 MR. GOLLA: Mark this as Exhibit 1.

1 (Thereupon, a document was marked for
2 identification as Exhibit 1.)

3 BY MR. GOULD:

4 Q. Can you identify that? Have you seen that
5 before? You might have received a copy of it from your
6 husband or your attorney?

7 A. No, I never seen this.

8 Q. Okay. Just for the record, Exhibit 1 is the
9 notice of deposition. It's why you are here today to
10 testify about this case.

11 A. I understand.

12 (Thereupon, a document was marked for
13 identification as Exhibit 2.)

14 BY MR. GOULD:

15 Q. I am going to show you what has been marked as
16 Exhibit 2, and I'll represent that that's a copy of your
17 trademark file history. You can page through that and
18 let me know if you have seen any of that before.

19 It would have been something you probably
20 would have received from your husband or from your
21 attorney.

22 A. No, I haven't.

23 Q. Page through the whole thing to make sure you
24 are sure.

25 A. I have not ever since this. None of this.

1 Q. And that is Exhibit 2, correct?

2 A. (Witness nods affirmatively.)

3 Q. You understand that you are the owner of the
4 trademark Party Star Poker, correct?

5 A. I don't know that, but I guess it is in my
6 name.

7 Q. Okay.

8 (Thereupon, a document was marked for
9 identification as Exhibit 3.)

10 BY MR. GOLLA:

11 Q. This is Applicant's Answers and Objections to
12 Opposer's First Set of Interrogatories. Can you look at
13 that document and let me know if you have seen that
14 document before?

15 Just in the interest of time, does this
16 document look familiar to you at all?

17 A. No. None of them do.

18 Q. Okay.

19 A. I never seen it.

20 Q. Okay. Can you go to the three pages from the
21 back. Do you recognize that document?

22 A. Yes.

23 Q. You also signed this document?

24 A. Yes.

25 Q. And when you signed this document you had not

1 seen the answers and objections to opposer's first set
2 of interrogatories?

3 A. No, I never did, because that's why we have
4 the lawyers and my husband and they make everything. I
5 just do what they say. I don't have any daily basis. I
6 don't deal with this on a daily basis, but I did sign
7 this. But I did not see this because that is why I have
8 lawyers.

9 Q. But you didn't read the answers and objections
10 prior to --

11 A. No, I didn't.

12 Q. Does this document, this page of this
13 document, state that you are saying that the answers
14 provided in the answers and objections to opposer's
15 first set of interrogatories are true and correct?

16 A. Well, yes, I signed this paper. But again, I
17 don't know. This -- you are going to have to ask my
18 husband again.

19 Q. Okay. And two pages from the back of this
20 same document, Exhibit number 3, have you seen this
21 document or that page of this document?

22 A. Where it says William Jordan Soffin?

23 Q. Yes.

24 A. No.

25 Q. That's your husband's signature on this page?

1 A. Yes, it is.

2 Q. He signed the same oath verifying these
3 interrogatories?

4 A. Yes.

5 Q. Okay.

6 A. It looks so.

7 (Thereupon, a document was marked for
8 identification as Exhibit 4.)

9 BY MR. GOLLA:

10 Q. Showing you Exhibit number 4. Can you take a
11 look at that and let me know if you recognize it?

12 A. Party Star Poker, no, I don't recognize.

13 Q. You haven't seen that before?

14 A. No. I really don't understand poker. So I
15 don't understand what it means in here or what it says
16 or how to play because I never played online. I don't
17 know.

18 (Thereupon, a document was marked for
19 identification as Exhibit 5.)

20 BY MR. GOLLA:

21 Q. Here is Exhibit number 5 that I am showing
22 you. Do you recognize that at all? Have you ever seen
23 that before?

24 A. No, I have never seen it.

25 (Thereupon, a document was marked for

1 identification as Exhibit 6.)

2 BY MR. GOLLA:

3 Q. Showing you Exhibit number 6. Have seen that
4 or have you ever seen that website before?

5 A. No, I haven't seen it.

6 Q. Okay. I have to kind of go through all of our
7 exhibits --

8 A. I understand.

9 Q. -- and just verify that you have not seen
10 them.

11 (Thereupon, a document was marked for
12 identification as Exhibit 7.)

13 BY MR. GOLLA:

14 Q. Showing you Exhibit number 7. Do you
15 recognize that?

16 A. No, I don't.

17 Q. You have never seen that before?

18 A. Never.

19 (Thereupon, a document was marked for
20 identification as Exhibit 8.)

21 BY MR. GOLLA:

22 Q. Showing you Exhibit number 8. Have you ever
23 seen that before?

24 A. No, I have never seen that.

25 (Thereupon, a document was marked for

1 identification as Exhibit 9.)

2 BY MR. GOLLA:

3 Q. Showing you Exhibit number 9. Have you ever
4 seen that Exhibit before?

5 A. No.

6 (Thereupon, a document was marked for
7 identification as Exhibit 10.)

8 A. Especially naked people, no, I haven't.

9 Q. Showing you Exhibit 10. Have you ever seen
10 that before?

11 A. No. I don't know what it is.

12 Q. I think it's a low quality picture that is a
13 boxing ring, but I am not sure.

14 (Thereupon, a document was marked for
15 identification as Exhibit 11.)

16 BY MR. GOLLA:

17 Q. Showing you Exhibit 11. Have you seen this
18 before?

19 A. No, I haven't seen this.

20 Q. I just want to go back to something that you
21 mentioned with respect to Exhibits 8 and 9. You
22 mentioned especially the naked people. Did you object
23 to that or I want to understand your comment?

24 A. I want to know why you showed me that because
25 I don't know what that is.

1 Q. Okay. Those exhibits were produced, Exhibits
2 8 and 9, and several of these exhibits were produced
3 during discovery by your attorney.

4 A. I don't know. I've never seen it before.
5 That's why I said what does that have to do with a
6 trademark? What does a picture of a woman have to do
7 with a trademark? I don't know.

8 Q. I don't either.

9 A. I really don't know.

10 Q. I am just trying to find out things as well.

11 A. I appreciate that.

12 Q. I understand that I will probably need to ask
13 most of these questions to your husband, but I still
14 have to go through all my questions with you as well to
15 understand.

16 A. I understand. This is what we came here for.

17 Q. Yes.

18 (Thereupon, a document was marked for
19 identification as Exhibit 12.)

20 BY MR. GOLLA:

21 Q. Showing you what I have labeled Exhibit 12.
22 Have you seen that document before at all?

23 A. What is this?

24 Q. Just for your knowledge it's a printout from
25 the trademark office of the Party Poker, my clients

1 markets.

2 A. No, I've never seen anything of these papers.

3 Q. I understand.

4 A. I don't know. I don't know people's names in
5 here.

6 (Thereupon, a document was marked for
7 identification as Exhibit 13.)

8 BY MR. GOLLA:

9 Q. Showing you Exhibit 13. It has the registered
10 information for partystarpoker.com on the first page and
11 then a printout or screen shots of partystarpoker.com
12 web pages and I would like to see if you have seen any
13 of those web pages before or any of these documents
14 before?

15 A. No. But I never seen this before and I don't
16 know why did I have to see these. What is this? I
17 mean, I didn't make this.

18 Q. I understand.

19 A. And don't even know what it is. You can tell
20 me to look at it, but I don't understand what it is.

21 Q. I do understand. But I have to verify that
22 you have not seen it before and you are not familiar
23 with that website that was running.

24 A. No. I don't even have time to take a shower
25 sometimes because I am so busy with my kids.

1 Q. I do understand.

2 A. It's true. I wish I knew, but I don't.

3 Q. Do you think that the marks Party Star Poker
4 and Party Poker are similar?

5 A. Like what? Party?

6 Q. Party Poker and Party Star Poker?

7 A. No, I don't think so. Because you say Party
8 Star or Party Poker and that's two different words,
9 right? I don't think so.

10 Q. I am not testifying, so --

11 A. I don't know.

12 Q. Okay. Do both of -- Party Star Poker and
13 Party Poker contain the words "party" and "poker?"

14 A. Party and poker, I don't know. I don't know.

15 Q. Do you know who the potential customers of
16 Party Star Poker were?

17 A. I don't know that.

18 Q. Okay. Do you know how Party Star Poker was
19 going to be marketed at all?

20 A. No, I don't.

21 Q. Do you know where the Party Star Poker was
22 going to be advertised or sold or anything?

23 A. I don't know anything. You are going to have
24 to ask my husband.

25 Q. So pretty much your husband was responsible

1 for everything having to do with the Party Star Poker
2 trademark?

3 A. He does everything and our lawyers. I don't
4 know.

5 Q. Okay. Can you take Exhibit number 3 out?
6 It's the document that looks like this. Interrogatories
7 -- document number three is the applicant's answers and
8 objections to opposer's first set of interrogatories.

9 In the first interrogatory it says: "Describe
10 the nature of applicant's business and operations." And
11 the answer was: "Applicant has provided and continues
12 to provide in the future online gaming services related
13 to poker." Is that correct?

14 I was just reading the first interrogatory and
15 answer.

16 A. I don't know. You are going to have to ask my
17 husband. I don't know.

18 Q. But is it correct that that's what it says?

19 A. That it says --

20 Q. The interrogatory number one, if you could
21 read that.

22 A. Describe the nature of applicant's business
23 and operations. Answer: Applicant has provided and
24 continues to provide in the in the future online gaming
25 services related to poker. I see that that's in the

1 paper, but I don't know that about.

2 Q. I understand. I just wanted to --

3 A. I see that it is here stating it in writing,
4 but I don't -- I don't have any idea.

5 Q. Who would have done the providing and --

6 A. The lawyers.

7 Q. The lawyers?

8 A. Uh-huh.

9 Q. The lawyers would have provided and continued
10 to provide the gaming services related to poker, or
11 would that have been your husband?

12 A. I really don't know. You would have to ask
13 him. I don't know anything.

14 Q. Uh-huh.

15 A. I guess that's -- he does everything. I don't
16 know. Because my name is here just because he -- I just
17 trust him. He does everything and I make great business
18 partners like I said, but I don't have anything to do
19 with it. I don't deal with this.

20 Q. Uh-huh.

21 A. I don't know. I don't go in the computer. I
22 don't even write an e-mail. I don't know.

23 Q. I understand.

24 A. I'm a house mom. I am very busy with my
25 babies. I have small children and I really don't have

1 time to go and do all of this.

2 Q. You personally never had anything to do with
3 the business?

4 A. No, never. He deals everything with the
5 finances and everything. I am just there.

6 Q. You are not aware of any license agreements or
7 other business relationships?

8 A. No, no, I'm not.

9 Q. You are not aware of any quality control that
10 was undertaken with respect to the business?

11 A. No. I never, I never really talked to anyone.
12 I don't know. I don't even know that these things
13 exist.

14 Q. I understand. By "these things," what did you
15 mean?

16 A. Like this that you are showing me, this paper
17 where I have a trademark. I don't have any idea really
18 what a trademark was.

19 Q. Uh-huh. So when it says "applicant's
20 knowledge" in this document, number three, deposition
21 Exhibit number 3, opposer's first set of interrogatories
22 when it says, "applicant became aware" or did something,
23 that was really Will Jordan was doing that?

24 A. I don't know. I don't know that answer.

25 Q. It wasn't you though?

1 A. It wasn't me. You would have to ask him that.
2 He is the one that does everything.

3 Q. So you weren't aware of the opposer in 2004,
4 which was the answer to interrogatory number two,
5 correct?

6 A. What is that? I don't understand. What does
7 that mean?

8 Q. The interrogatories are questions that we were
9 able to -- we asked and sent to your counsel. And I am
10 just explaining what this Exhibit number 3 is. And it
11 allows your counsel, with your help or Will Jordan's
12 help, to respond to your questions so we have an idea of
13 what the case is, and these were the responses that we
14 received back.

15 And it says in these responses repeatedly that
16 applicant has provided and intends to, you know, do
17 various things or did various things in the past, and I
18 was just verifying the applicant does not mean you?

19 A. No.

20 Q. When it says "applicant" here, do you know who
21 that would mean?

22 A. I don't know. You are going to have to ask my
23 husband.

24 Q. But it definitely doesn't mean you?

25 A. No, it's not me. I don't know anything. I

1 just don't know. I don't know anything about that.

2 Q. At the top of this document it has a little
3 caption at the top and it says Party Gaming Limited,
4 Opposer versus Yessenia Soffin, Applicant. You
5 understand our understanding was that applicant meant
6 you?

7 A. Yes, I understand. But I didn't do this. My
8 husband makes all the decisions and I don't know why
9 it's in my name.

10 Q. Uh-huh.

11 A. I didn't do it and I never seen it before.

12 Q. And we are just trying to understand as well.

13 A. Yes.

14 Q. And I am just verifying that by although it
15 says Yessenia Soffin, Applicant, up here at the top,
16 when says "applicant" in the answers to interrogatories,
17 that does not mean you?

18 A. No.

19 Q. All right.

20 A. Because I didn't make this. I didn't even
21 know how to make this paper.

22 Q. Do you believe that applicant as it's being
23 referred to in these answers to interrogatories, meant
24 your husband, or do you have a belief as to what it
25 might be?

1 A. I don't know. I don't know. I don't know. I
2 just know that the application had my name because I see
3 it here, but didn't do it. I don't have anything to do
4 with it. I don't know.

5 Q. When was --

6 A. I don't even understand.

7 Q. I'm sorry for interrupting.

8 A. No.

9 Q. When was the first time that you learned about
10 the Party Star Poker mark?

11 A. I don't remember to tell you the truth. I
12 don't remember, because I just -- like that's why I
13 like -- I have lawyers, my husband has lawyers, and he
14 doesn't everything. They just say, okay, Yessenia, sign
15 here, and just I sign at the top paper and I don't know.

16 Q. They give you a paper --

17 A. I don't know. I didn't know that this was a
18 trademark really.

19 Q. Uh-huh.

20 A. I don't.

21 Q. Did you know about the trademark prior to
22 finding out that you had to come here today for the
23 deposition?

24 A. I just like find out like last night.

25 Q. Last night was the first time that you really

1 learned about that?

2 A. He said we have to go in a meeting. Then I
3 say about what, what meeting? I have things to do. I
4 don't know. So then I am like how long is that going to
5 take. I don't know. Well, you have to go to a
6 deposition that we have. So I said, okay.

7 Q. And you had a wonderful surprise for the day?

8 A. Yes, because I really don't know. I don't
9 know how to either like type on the computer like that.
10 I don't. Like I can't do literally those things. I am
11 not book smart like that. I am smart, but I don't know
12 that. I don't know this enough.

13 Q. Had you ever heard of Party Star Poker before
14 last night?

15 A. No, I never seen this. I'm telling you. You
16 have to ask my husband. He does everything. He is the
17 one that does everything. We just like do business and
18 he does it all. He does it all. He does it all or he
19 gets his lawyers and he does it all.

20 Q. So you didn't even really know a website
21 existed?

22 A. No, I don't.

23 Q. So last night was the first time that you
24 heard Party Star Poker name mark?

25 A. I have a lot of things in my mind and problems

1 that I don't know what party whatever this is. I don't
2 know. I don't see it. I am not interested in seeing
3 things and I have my mind occupied in other stuff, in my
4 family and my children and that's what I care about. I
5 don't know this. I never seen it before.

6 Q. Yeah.

7 A. I haven't.

8 Q. Were you aware of any of your other, any of
9 the other businesses like I Social?

10 A. The hear the name.

11 Q. Prior to last night?

12 A. Because I thought this -- this is a name
13 apparently that it was -- it's not a business. It was
14 just a name.

15 Q. Uh-huh.

16 A. But I don't know anything else. I don't think
17 this is like any -- this is not making any money. It's
18 not making any money or is it? What is it?

19 Q. Well, I can't really -- I don't want to put
20 any words into your mouth?

21 A. No, no, I understand. But I don't know. I
22 don't know. I really don't know. I think you are going
23 to have to ask my husband all of these questions. He is
24 the right person to answer them for you.

25 Q. I understand completely. We have been going

1 for about an hour. Can we take a five minute break and
2 we can -- is that fine with you? Do you need longer
3 than that?

4 A. No. It's okay. It's okay if we break.

5 Q. We are pretty close to being done since I
6 think most of my questions are for your husband.

7 A. Yes, I think he is the right person.

8 (Thereupon, a recess was held at 9:50 a.m.,
9 after which, the deposition continued as follows:)

10 THE COURT REPORTER: Back on the record at
11 10:03.

12 BY MR. GOLLA:

13 Q. Thank you, Ms. Soffin. I just wanted to
14 summarize a few things from before we went on break.
15 You have no knowledge of Party Star Poker, the
16 trademark, prior to last night?

17 A. No, I don't.

18 Q. So you never had any intent to use Party Star
19 Poker?

20 A. I never have. I don't know.

21 Q. It's not your deal, not your mark, it's your
22 husband's?

23 A. Yes.

24 Q. Okay. You had no responsibility with
25 respect --

1 A. I don't.

2 Q. -- the Party Star Poker business?

3 A. I didn't deal with the operation. I didn't do
4 anything about it. He is the only one that knows how to
5 tell you that.

6 Q. There is nothing that you did with respect to
7 the Party Star Poker business?

8 A. Nothing.

9 Q. Other than sign a few documents?

10 A. Only sign the document that you showed me,
11 because apparently we have lawyers. So when you have a
12 lawyer, you trust your lawyer, right? But I don't know
13 what was that. I don't have any idea. Everything. My
14 husband does everything.

15 Q. Do you have any idea why you are the owner and
16 not your husband?

17 A. Because we do like -- we are partners. We are
18 business partners in business and relationship and
19 everything, but I don't know. I have no idea. We just
20 make money and that's the way things are. But I don't
21 have anything to do with it. I don't know what it is.
22 I don't deal with it. I never seen it.

23 Q. Did you gather any of the documents that were
24 produced by your attorney in this proceeding?

25 A. No, nothing.

1 Q. Did your husband ask you to gather any
2 documents?

3 A. No, nothing.

4 Q. Because you had no documents? That was your
5 husband's?

6 A. I don't deal with anything. I don't. He does
7 all the work. I don't.

8 MR. GOLLA: I understand.

9 I want to thank you for your time today and I
10 don't have any further questions.

11 THE COURT REPORTER: The transcript consists
12 of approximately 40 pages. Would you like to order
13 at this time or would you like to hold?

14 MR. GOLLA: I'll order.

15 (Thereupon, the deposition concluded at 10:07
16 a.m.

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CERTIFICATE OF OATH

I, DIANA HALL LOEB, Florida Professional
Reporter, Court Reporter and Notary Public, do hereby
certify that YESSENIA SOFFIN, personally appeared before
me on the 14th day of October, 2014, and was duly sworn.

WITNESS my hand and official seal this 20th day of
October, 2014.

Notary Public
State of Florida
My Commission Expires: 9/24/2016
#EE201793

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| 16 | (Use other side, if necessary) | | |
| 17 | I, _____, do hereby certify | | |
| 18 | that I have read the foregoing transcript of my | | |
| 19 | deposition, and under penalties of perjury, I declare | | |
| 20 | that together with any additions or corrections made | | |
| 21 | herein, the facts stated in it are true and correct. | | |
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| | NOTARY PUBLIC, STATE OF | | DATE |
| | FLORIDA AT LARGE | | |

1 CERTIFICATE

2 STATE OF FLORIDA)
3) SS:
4 COUNTY OF BROWARD)

5 I, DIANA HALL LOEB, Florida Professional Reporter,
6 Court Reporter and Notary Public, in and for the State
7 of Florida at Large, do hereby certify that I was
8 authorized to and did stenographically report the
9 deposition of YESSENIA SOFFIN, that a review of the
transcript was requested, and that the foregoing pages,
numbered from 1 through 39, constitute a true and
correct transcript of my machine shorthand notes taken
down by me stenographically and thereafter transcribed
via computer-aided transcription under my direction.

10 I further certify that I am not of counsel, I am
11 not a relative, employee nor related to any attorney to
this suit, and I am not financially interested in the
outcome thereof.

12 The foregoing certification of this transcript does
13 not apply to any reproduction of the same by any means
14 unless under the direct control and/or direction of the
Certifying Reporter.

15 Dated at Pembroke Pines, Broward County, Florida,
16 this 20th day of October, 2014.

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19 DIANA HALL LOEB, FPR, Notary Public,
20 State of Florida, at Large
My Commission Expires: 9/24/2016
#EE201793

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